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## TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING SECOND APPLICATION

Docket No.

		D AFT LIGATION	171.001205
In re Application of:	Dominik Schmidt		
Application No.	09/887,906		
Filed:	June 22, 2001		
For: Cellular Channel Bonding For Improved Data Transmission			
The owner, Gallitzin Allegheny LLC of 100.00 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 09/930,827, filed on August 15, 2001. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon grantee, its successors or assigns.			
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.			
Check either box 1 or 2, if appropriate.			
1.			
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.			
2.   The unders	signed is an attorney of record.		
3. Owner/applican	nt is 🔲 Small entity 🗵 Large e	entity	•
The terminal disclaim	ner fee under 37 CFR 1.20(d) is\$13	•	pe paid as follows:
☐ A check in the amount of the fee is enclosed.			
The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number			
Payment by credit card. Form PTO-2038 is attached.			
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PTO suggested wording for terminal disclaimer was			
☑ unchanged. ☐ changed (if changed, an explanation should be supplied.)			
74	M/ //	Dated: Septemb	er 15, 2005
_	Signature		<u> </u>
Name and Address of Person Signing			
Mark J. Rozman, Reg. N	· -		
TROP, PRUNER & HU,	· · · · · · · · · · · · · · · · · · ·	Date of Deposit: Septemi	ber 15, 2005
8554 Katy Freeway, Suit		I hereby certify under 37 CFR § 1.8 this correspondence	
Houston, TX 77024			csimile transmission to 571/273-
		Thurs	Tida

Jennifer Juarez